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September 19, 2005

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT, E.D.N.Y.

**VIA FAX (718) 260-2497
And VIA UPS OVERNIGHT**

★ SEPT 21 2005 ★

BROOKLYN OFFICE

Hon. Reena Raggi
United States Circuit Court Judge
40 Foley Square
New York, New York 10002

**Re: USA v. Hector Santana
CR 91-0414 (RR)
Surrender Date: September 22, 2005**

*The court requests that
the U.S. Attorney & Probation
state their position on
this request on or before
9/20 at noon. So Ordered.*

s/Reena Raggi

Dear Judge Raggi:

Please be advised this office represents the above-named Defendant.

Reference is made to the proceedings herein and Mr. Santana's sentence on August 23, 2005 of 5 months and 24 days to commence September 22, 2005 at 12 p.m. (Judgment Enclosed)

In early September I learned that Mr. Santana was hospitalized and had an emergency cardiac stent placement.

I am enclosing a letter from Dr. Ada Anon of September 16, 2005 which is self-explanatory.

Probation Officer Azarian is fully familiar with Mr. Santana's medical condition.

Please accept this letter as a request to postpone Mr. Santana's incarceration until a date after October 20, 2005 as per the Doctor's note in that Mr. Santana needs specialized medical supervision at this point.

*Notice: all parties
DSCJ 9/20/05*

ADDABBO & GREENBERG

Thank you for your attention.

Very truly yours,

ADDABBO & GREENBERG



Todd D. Greenberg

TDG/cap

Enclosure

**cc: Via Fax : (718) 254-6076
United States Attorney
One Pierrepont Plaza
Brooklyn, New York 11201**

Attention: Nicole Boeckmann, AUSA

File No. 6282/05

ADA M. ANON. M.D.

88 SIEGEL STREET

BROOKLYN, N.Y. 11208

(718) 388-5770

(718) 388-5771

September 16, 2005

To Whom It May Concern:

This letter is in reference to Mr. Hector Santana, D.O.B. 12/27/55. He is suffering from severe Hypertension, first stage Renal failure and Cardiovascular disease.

Three weeks ago he was uncompensated and had severe chest pain, due to this reason he was admitted to the Beth Israel Hospital. He had Cardiac Catheterization with and stent placement in one of his main Coronary artery.

Mr. Santana is taking the following medication: Plavix 75mg. once a day, Lavetalol 300mg. twice a day, Accupril 40mg. bid, Norvasc 5mg. once a day, and Lipitor 40mg. once a day. Due to his condition he must return for follow up to the Beth Israel Hospital on 10/20/05, or to my office, or to the E.R. PRN.

After the day of his follow up on 10/20/05, we hope that he could attend to his obligations, but he needs to have frequently specialized medical supervision and attention.

Sincerely,

Ada M. Anon

**ADA M. ANON M.D.
88 SIEGEL STREET
BROOKLYN, N.Y. 11208**

Dr. Ada Anon, M.D.

United States District Court

Eastern District of New York

UNITED STATES OF AMERICA

V.

HECTOR SANTANA

JUDGMENT IN A CRIMINAL CASE

(For Revocation of Probation or Supervised Release)
(For Offenses Committed On or After November 1, 1987)

Case Number: 91-CR-414

TOOD GREENBERG

Defendant's Attorney

THE DEFENDANT:

- ☒ admitted guilt to violation of condition(s) TWO (2) of the term of supervision.
- ☐ was found in violation of condition(s) _____ after denial of guilt.

Violation Number
TWO (2)

Nature of Violation

NEW CRIMINAL CONDUCT ASSULT IN THE 3RD DEGREE 4/29/05

Date Violation
Occurred

The defendant is sentenced as provided in pages 2 through 4 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid.

Defendant's Soc Sec No.: 106-48-0441

Defendant's Date of Birth: December 27, 1955

Defendant's USM No.: 37005-053

Defendant's Residence Address

186 ASHFORD STREET BROOKLYN, N.Y.

August 22, 2005

Date of Imposition of Judgment

Reena Raggi
Signature of Judicial Officer

REENA RAGGI UNITED STATES CIRCUIT JUDGE
Name & Title of Judicial Officer

Date

8/23/05

Defendant's Mailing Address.

186 ASHFORD STREET BROOKLYN, N.Y.

DEFENDANT: HECTOR SANTANA
CASE NUMBER: 91-CR-414

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 5 MONTHS & 24 DAYS

THE DEFENDANT IS SENTENCED ON COUNT TWO (2) OF THE VIOLATION OF PROBATION TO 5 MONTHS & 24 DAYS WITH THE SPECIAL CONDITION THAT THE DEFENDANT IS TO SURRENDER ON 9/22/05 @ 12:00P.M. THE DEFENDANT IS TO PARTICIPATE IN A MENTAL HEALTH PROGRAM AS DIRECTED BY PROBATION DEPARTMENT.

☐ The court makes the following recommendations to the Bureau of Prisons:

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ a.m./p.m. on _____

☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☐ before 2 p.m. on _____

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____ Deputy U.S. Marshal

DEFENDANT: HECTOR SANTANA
CASE NUMBER: 91-CR-414

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of NINE YEARS (9)

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13, 1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

☐ The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

☐ The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below) The defendant shall also comply with the additional conditions on the attached page (if indicated below).

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: HECTOR SANTANA

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CASE NUMBER: 91-CR-414

SPECIAL CONDITIONS OF SUPERVISION

THE DEFENDANT SHALL PARTICIPATE IN A MENTAL HEALTH PROGRAM AS DIRECTED BY THE PROBATION DEPARTMENT.